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LETTER DATED 6 APRIL 1993 FROM THE PRESIDENT OF THE GOVERNING COUNCIL OF THE UNITED NATIONS COMPENSATION COMMISSION ADDRESSED TO THE PRESIDENT OF THE SECURITY COUNCIL

I have the honour to transmit to you, for the information of the Security Council, the following report on the ninth session of the Governing Council of the United Nations Compensation Commission, held from 29 March to 1 April 1993.

At its 33rd plenary meeting, held on 31 March 1993, the Governing Council appointed, upon nomination by the Secretary-General, Commissioners for the panels dealing with consolidated claims in categories A, B and C.

The Commissioners appointed are as follows:

Claims in category A (departure from Iraq or Kuwait):

Mr. José María RUDA (Chairman)
Mr. Kamal HOSSAIN
Mr. Matti Praavo PELLONPAA

Claims in category B (death or serious personal injury):

Mr. Mohammed BENNOUNA (Chairman)
Mrs. Denise BINDSCHEDLER-ROBERT
Mrs. FANG Ping

Claims in category C (individual claims for damages up to $100,000):

Mr. Yves L. FORTIER (Chairman)
Mr. Sergei Nikolaevich LEBEDEV
Mr. Philip AMOAH

I enclose herewith document S/AC.26/1993/R.5, containing the text of the letter from the Executive Secretary transmitting the names of the candidates nominated by the Secretary-General for appointment as Commissioners, together with their curricula vitae.

At its 34th plenary meeting, held on 1 April 1993, the Governing Council, having been informed by a number of Governments of the difficulties they were encountering in submitting claims in categories A, B, C and D to the Commission within the time-limit (1 July 1993), authorized as an exception, and requested

the Executive Secretary to grant an extension to 1 October 1993 for the submission of claims in those categories, if such an extension was requested by 1 July 1993 by any Government or entity responsible for submitting claims on behalf of persons not in a position to have them submitted by a Government.

The Governing Council expressed concern at the fact that the Commission's work continued to be jeopardized by the lack of financial resources, even though an amount of $21 million had been deposited in the Compensation Fund in December 1992, and requested the President to take the necessary steps, in consultation with the Executive Secretary, to ensure that the Commission would have the necessary financial support.

The Executive Secretary informed the Governing Council, inter alia, that the secretariat had so far received approximately 700,000 claims.

It was decided that the Governing Council's next session should be held from 26 to 30 July 1993.

(Signed) Fernando VALENZUELA MARZO
President
Governing Council
United Nations Compensation
Commission

Annex

Letter dated 31 March 1993 from the Executive Secretary of the United Nations Compensation Commission addressed to the President of the Governing Council regarding nominations for Commissioners proposed by the Secretary-General

Mr. President,

On behalf of the Secretary-General I have the honour to transmit the following nominations of candidates for Commissioners:

Mr. Philip Amoah
Mr. Mohamed Bennouna
Mrs. Denise Bindschedler-Robert
Mrs. Fang Ping
Mr. L. Yves Fortier
Mr. Kamal Hossain
Mr. Sergei Nikolaevich Lebedev
Mr. Matti Pravo Pellonpää
Mr. José María Ruda

Enclosed are the curricula vitae of the candidates nominated.

All candidates have submitted disclosure statements in accordance with Article 22 of the Provisional Rules for Claims Procedure (S/AC.26/1992/10). The disclosure statements will be distributed separately.

In accordance with Article 20, paragraph 1 of the Provisional Rules for Claims Procedure I propose the following tasks and terms for each panel.

1. For Category "A" Claims

Mr. J. Ruda (Chairman)
Mr. K. Hossain
Mr. M. Pellonpää

This panel will be assigned a number of consolidated claims in Category "A" from different countries. After determining the exact number of claims to be assigned, the Executive Secretary will inform the Governing Council of that number before submitting the claims to the panel.

The panel will complete its review of the claims assigned to it and issue its report to the Governing Council pursuant to Article 37 of the Rules as soon as possible but no later than 120 days from the date the claims are submitted to the panel, which date is expected to be no earlier than 1 November 1993.

2. For Category "B" Claims

Mr. M. Bennouna (Chairman)
Mrs. D. Bindschedler-Robert
Mrs. P. Fang

This panel will be assigned a number of consolidated claims in Category "B" from different countries. After determining the exact number of claims to be assigned, the Executive Secretary will inform the Governing Council of that number before submitting the claims to the panel.

The panel will complete its review of the claims assigned to it and issue its report to the Governing Council pursuant to Article 37 of the Rules as soon as possible but no later than 120 days from the date the claims are submitted to the panel, which date is expected to be no earlier than 1 September 1993.

3. For Category "C" Claims

Mr. L. Fortier (Chairman)
Mr. P. Amoah
Mr. S. Lebedev

This panel will be assigned a number of consolidated claims in Category "C" from different countries. After determining the exact number of claims to be assigned, the Executive Secretary will inform the Governing Council of that number before submitting the claims to the panel.

The panel will complete its review of the claims assigned to it and issue its report to the Governing Council pursuant to Article 37 of the Rules as soon as possible but no later than 120 days from the date the claims are submitted to the panel, which date is expected to be no earlier than 1 November 1993.

[Signed] Carlos Alzamora
Executive Secretary

Enclosure

Curricula vitae of candidates for panels of Commissioners

PHILIP AMOAH

Nationality: Ghanaian.

Born on 19 July 1945.

Legal Officer for Africa, International Commission of Jurists, Geneva (since 1 August 1991).

Professor of Law at the University of Swaziland (1986 - 1990).

Dean of the Faculty of Social Science of the University of Swaziland (1987 - 1990).

Lecturer in Law at the National University of Lesotho (1975 - 1977), the University of Botswana, Lesotho and Swaziland (U.B.L.S.) (1973 - 1975) and University of Swaziland (1977 - 1979).

Head of the Law Department at the University of Swaziland (1979 - 1987).

Researcher for the Ford Foundation - Institute of the Southern African Studies of the University of Lesotho, on Human and Peoples Rights.

Author of numerous works and articles on Law and Population, International Law, the Judiciary.

MOHAMED BENNOUNA

Nationality: Moroccan.

Born on 29 April 1943 in Marakesh.

Member of the International Law Commission.

Professor at the Law School of the Mohamed University of Rabat, Morocco, since 1972. Dean (1975 - 1979).

Member of various Moroccan delegations to the General Assembly since 1974.

Author of numerous works and articles on public international law and international relations.

Ambassador, Deputy Permanent Representative of Morocco to the United Nations (1985 - 1989).

Professor Bennouna was recently appointed director of the Institut du Monde Arabe in Paris.

DENISE BINDSCHEDLER-ROBERT

Nationality: Swiss

Professor of International Law at the Institut universitaire de hautes études internationales à Genève (1956-1985).

Member of the International Committee of the Red Cross (ICRC) (1967-1990), and the Executive Council of the Red Cross (1973 - 1980).

Honorary member of the ICRC.

Member of the European Court of Human Rights (1975-1991).

President of the Institut des Droits de l'Homme (Institut Cassin), Strasbourg.

Participation in several international diplomatic conferences on human rights, humanitarian law and the protection of victims of war.

Author of numerous publications on subjects of international law.

"Pax orbis ex jure" Award received from World Peace through Law Center (1979).

MRS. FANG PING

Nationality: Chinese.

Born on 1 January 1933.

Deputy Chief of Division, Department of Information, Ministry of Foreign Affairs (1963 - 1980).

First Secretary, then counsellor, Permanent Mission of China to the United Nations (1980 - 1988).

Deputy Director, Department for Research and Editing on Diplomatic Literature, Ministry of Foreign Affairs (1988 - 1990).

Counsellor, Permanent Mission of China to the United nations Office in Geneva (1990 - 1992). Inter alia, delegate to the Governing Council of the United Nations Compensation Commission.

Author of several articles on international relations.

L. YVES FORTIER

Nationality: Canadian.

Born on 11 September 1935.

Permanent Representative of Canada to the United Nations (1988 - 1992).

Member of the Permanent Court of Arbitration since 1984. Chief negotiator for Canada in the Canada-France fishing rights dispute. Member of the Canadian delegation before the International Court of Justice in the Canada-USA Gulf of Maine case.

Senior partner, Ogilvy Renault law firm, Montreal. President of the Canadian Bar Association (1982 - 1983).

Governor of McGill University (1970 - 1984). Member of the board of various Canadian banks and corporations.

KAMAL HOSSAIN

Nationality: Bangladeshi.

Date of birth not provided.

Minister of Law (and Justice) (1972 - 1973).

Minister of Foreign Affairs (1973 - 1975).

Senior Advocate, Supreme Court of Bangladesh.

President, Bangladesh Supreme Court Bar Association (1990 - 1991).

Consultant, Clifford Chance law firm, London, since 1976.

Senior Consultant, former United Nations Centre for Transnational Corporations, since 1980.

SERGEI NIKOLAEVICH LEBEDEV

Nationality: Russian.

Born 1934.

Professor and Head, Department of International, Private and Civil Law of the Moscow State Institute of International Relations.

Vice-President of the International Council for Commercial Arbitration.

Arbitrator, presiding arbitrator in dozens of cases at Maritime Arbitration Commission and Court of Arbitration at USSR Chamber of Commerce and Industry, Moscow (1965-); Ad hoc arbitrator, about ten cases, at several places, including Stockholm (1970 - 1980).

Member of Soviet and Russian delegations to the United Nations Commission on International Trade Law (UNCITRAL).

Author of several books and numerous articles on arbitration and other subjects concerning international commercial law.

MATTI PRAVO PELLONPAA

Nationality: Finnish.

Born on 4 April 1950 in Kankanpää, Finland.

Legal Assistant, Iran-USA Claim Tribunal (1984-1986).

Associate Professor of International Law, University of Helsinki since January 1989.

"Semi-permanent" member of the European Commission of Human Rights since October 1990.

Consultant of the Ministry of Justice on international law (1989 - 1990).

Editor-in-Chief, Finnish Yearbook of International Law.

Author of numerous publications on public international law, especially the expulsion of aliens and the protection of foreign investments.

JOSE MARIA RUDA

Nationality: Argentinean.

Born on 9 August 1924 in Buenos Aires.

Judge of the International court of Justice (1973 - 1991)
President of the Court from 1988 to 1991.

Professor of Public International Law at the Faculty of Law and Social Sciences of the University of Buenos Aires.

Rapporteur of the Sixth Committee to the 17th session of the General Assembly (1962). Chairman of the Sixth Committee at the 18th session of the General Assembly (1963).

Member of the International Law Commission (1964 - 1972). Chairman of the Commission (1968).

Legal Counsel at the Ministry for Foreign Affairs (1961 - 1965). Permanent Representative of Argentina to the United Nations (1965 - 1970). Under-Secretary for Foreign Affairs (1970 - 1973).

President of the Iran-United States Claims Tribunal (February 1991 - March 1993)

Representative of Argentina to numerous international conferences and bodies.

Author of numerous works and articles on public international law.